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Attorneys for Plaintiff
ARCHIE LEE GATES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ARCHIE LEE GATES,
Plaintiff,

v.

CARQUEST CORPORATION,
Defendant.

Case No. 3:10-CV-00972 BZ

**STIPULATION FOR FILING AMENDED
COMPLAINT**

IT IS HEREBY STIPULATED by and between the parties hereto through their respective attorneys of record that Archie Gates may file a First Amended Complaint ("FAC"), a copy of which is attached hereto.

IT IS FURTHER STIPULATED:

- (a) that Defendants waive notice and service of the FAC;
- (b) that CARQUEST has represented that Golden State Supply LLC ("GSS") is a proper party;
- (c) that Gates has agreed to add GSS as a party based on CARQUEST's representations;
- (d) that Gates agrees to add GSS as a defendant at CARQUEST's request to proceed with a mediation with Kerry Gough;

STIPULATION FOR FILING AMENDED
COMPLAINT

(e) if the mediation does not settle the action, GSS will file an answer to the FAC within twenty (20) days of completion of the mediation.

DATED: September 15, 2010

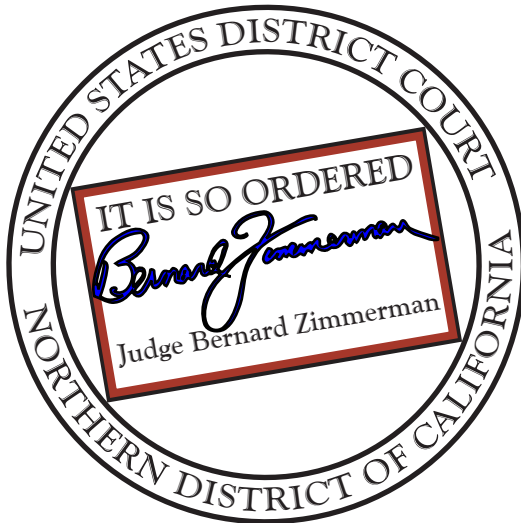
By: /s/ Christopher D. Banys
Christopher D. Banys

Attorney for Plaintiff
ARCHIE LEE GATES

DATED: September 15, 2010

By: /s/ David I. Dalby
David I. Dalby

Attorney for Defendant
CARQUEST CORPORATION



DATED: 9/15/2010